

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF WISCONSIN  
MILWAUKEE DIVISION**

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WISCONSIN CARRY, INC.,  
DAVID BERNSON, and  
FRANK HANNAN ROCK,

Plaintiffs,

vs.

Case No. 10-C-0009

JAMES DOYLE, in his official  
Capacity as Governor of the  
State of Wisconsin,  
CITY OF MILWAUKEE,  
CITY OF RACINE,  
KURT KEZESKE,  
SGT. NETHERY, and  
R. PRINCE,

Defendants.

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**DEFENDANTS CITY OF RACINE, SGT. NETHERY AND R. PRINCE'S  
RULE 68 OFFER OF JUDGMENT**

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The defendants, City of Racine, Sgt. Nethery and R. Prince, pursuant to Rule 68 of the Federal Rules of Civil Procedure, hereby formally serve upon plaintiffs, Wisconsin Carry, Inc. and Frank Hannan-Rock, a joint offer to allow judgment to be taken against them in the above referenced action in the total amount of \$10,000.00, inclusive of costs and attorney's fees. This offer is intended to resolve all claims, state and federal, arising from the incident which forms the basis for all claims by Wisconsin Carry, Inc. and Frank Hannan-Rock against the above three defendants. It must be accepted by both Wisconsin Carry, Inc. and Frank Hannan-Rock in order for there to be a

valid acceptance. This offer is not an admission of liability on behalf of these defendants, and should not be construed as such.

Pursuant to Rule 68, the plaintiffs have 14 days after service of this Offer of Judgment in which to provide the attorney for these defendants with written notice that the offer stated above is accepted. If this offer is not accepted, it shall be deemed withdrawn and evidence thereof is not admissible except in a proceeding to determine costs and/or attorney's fees.

Dated at Milwaukee, Wisconsin, this 25<sup>th</sup> day of February, 2010.

GUNTA & REAK, S.C.  
Attorneys for Defendants City of Racine,  
Sgt. Nethery and R. Prince

By: /s/ Kevin P. Reak  
Kevin P. Reak, WI Bar No. 1004316  
Gregg J. Gunta, WI Bar No. 1004322  
John A. Wolfgang, WI Bar No. 1045325  
219 North Milwaukee Street, Fifth Floor  
Milwaukee, Wisconsin 53202  
Telephone: (414) 291-7979  
Facsimile: (414) 291-7960  
E-mails: [kpr@gunta-reak.com](mailto:kpr@gunta-reak.com)  
[gjg@gunta-reak.com](mailto:gjg@gunta-reak.com)  
[jaw@gunta-reak.com](mailto:jaw@gunta-reak.com)